

ESTTA Tracking number: **ESTTA164191**

Filing date: **09/21/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91177025
Party	Defendant Mohammad A. Mazed
Correspondence Address	EDWARD C. KWOK MACPHERSON KWOK CHEN & HEID LLP 2033 GATEWAY PL STE 400 SAN JOSE, CA 95110-3715 UNITED STATES jlantz@macpherson-kwok.com
Submission	Motion to Amend Application
Filer's Name	Jennifer M. Lantz
Filer's e-mail	jlantz@macpherson-kwok.com
Signature	/Jennifer M. Lantz/
Date	09/21/2007
Attachments	Applicant's Consent to Motion to Amd Description of Goods.pdf (3 pages) (76312 bytes)

Exhibit A

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

ESCORT INC.,

Opposer,

v.

MOHAMMAD A. MAZED,

Applicant.

Opposition No. 91177025

Application Serial
No. 78/923,816

Published: April 3, 2007

**APPLICANT MOHAMMAD A. MAZED'S CONSENTED TO MOTION
TO AMEND APPLICANT'S DESCRIPTION OF GOODS**

Mohammad A. Mazed ("Applicant"), with the consent of Escort Inc. ("Opposer"), respectfully requests that the description of the goods in Application Serial No. 78/923,816 of Applicant ("the application") be amended as specified herein in accordance with 37 CFR §2.133(a).

Application Serial No. 78/860,676 for the mark BANDWIDTH PASSPORT ("the application") was published for opposition on April 3, 2007. A Notice of Opposition was filed by Opposer on April 30, 2007.

Subsequent to the filing of the Notice of Opposition, Opposer and Applicant agreed to a settlement that is contingent upon an amendment to the description of the goods in the application. Upon acceptance of the proposed amendment by the Trademark Trial and Appeal Board, Opposer has agreed to voluntarily withdraw the opposition subject to the terms of a settlement agreement between the parties.

In view of the foregoing, Applicant, with the written consent of Opposer, respectfully requests that the description of the goods in the application be amended to read as follows:

For electronic and optical communications instruments and components, namely optical transmitters, optical receivers, optical data links, optical transceivers, digital transmitters, digital receivers, digital data links, digital transceivers, multiplexers, demultiplexers, amplifiers, computer network hubs, switches, routers, and lasers, except those for medical, automotive or vehicle use, and further excluding lasers to detect or identify automobile or vehicle speed or location.

The proposed amendment does not broaden the description of the goods and is in accordance with 37 CFR § 2.71(a).

For the above reasons, Applicant respectfully requests the approval and entry of the proposed amendment to the description of the goods in the subject application.

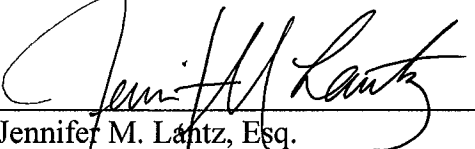
Counsel for Applicant hereby states that she has received, on September 21, 2007, Opposer's written consent to the filing of this motion.

Dated: September 21, 2007

Respectfully submitted

MACPHERSON KWOK CHEN & HEID LLP


By: _____


Jennifer M. Lantz, Esq.
Attorney for Applicant,
MOHAMMAD A. MAZAD

CERTIFICATE OF SERVICE

I Rowena Renteira, hereby certify that on this 21st day of September, 2007, a copy of **APPLICANT MOHAMMAD A. MAZED'S CONSENTED TO MOTION TO AMEND APPLICANT'S DESCRIPTION OF GOODS** was sent via U.S. Mail to the following counsel of record:

Brett A. Schatz, Esq.
WOOD, HERRON & EVANS, L.L.P.
441 Vine Street, 2700 Carew Tower
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Rowena Renteria